

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

301 State House
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FISCAL IMPACT STATEMENT

LS 7740
BILL NUMBER: SB 202

DATE PREPARED: Jan 3, 2001
BILL AMENDED:

SUBJECT: Interstate enforcement of domestic violence orders.

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FUNDS AFFECTED: X **GENERAL**
DEDICATED
FEDERAL

IMPACT: State & Local

Summary of Legislation: This bill establishes interstate enforcement of domestic violence orders.

Effective Date: July 1, 2001.

Explanation of State Expenditures: The State Police would experience a minimal increase in expenses regarding the additional programming of its Indiana Data and Communication System (IDACS). Certain fields within IDACS would need to be reformatted in order to accommodate new information.

Under current Indiana law, all law enforcement agencies are required to enter into IDACS, information contained in protective orders issued in Indiana. In accordance with this bill, law enforcement agencies would be required to enter information contained in protective orders issued outside of Indiana (foreign protective orders).

Explanation of State Revenues:

Explanation of Local Expenditures: Law enforcement agencies could experience a minimal increase in administrative expenses regarding the provisions of this bill. Since law enforcement agencies are already required to enter information pertaining to protective orders into IDACS, it is likely that additional costs could be absorbed within existing budgets.

The specific effects would vary from county to county, and would depend upon the number of foreign protective orders received by local law enforcement agencies for registration. (The registration of foreign protective orders would not be required by this bill.)

For CY 1999, new filings for protective orders totaled 21,066 for the State of Indiana.

Background- Typically, the process for obtaining a permanent protective order in Indiana is as follows: 1) an application is acquired by the petitioner from a personal attorney, County Prosecutor's Office, or other qualified local agency; 2) a copy of the completed application is filed with the Clerk of Court; 3) the Clerk of Court assigns a court to the petitioner; 4) the Judge signs a temporary emergency protective order for the petitioner; 5) the temporary emergency protective order is served to the respondent; and 6) a hearing date is set to establish a permanent protective order within 30 days.

Explanation of Local Revenues:

State Agencies Affected: State Police.

Local Agencies Affected: Law Enforcement Agencies.

Information Sources: Division of State Court Administration, *1999 Indiana Judicial Service Report*; Stephen Johnson, Prosecuting Attorney's Council (317) 232-1836.